

**Minutes of the City of Frederick
Mayor and Board of Aldermen Regular Meeting**

August 19, 2021

7:00 p.m.

City Hall

- I. Mayor Michael O'Connor presided. Present were Aldermen Kelly Russell, Derek Shackelford, Roger Wilson, and Ben MacShane and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.
- II. Mayor O'Connor led the Pledge of Allegiance.
- III. There was no invocation.
- IV. There were no presentations.
- V. The minutes of the July 15, 2021 Regular Public Meeting and July 15, 2021 Closed Session were previously distributed. On a motion made by Alderman Wilson and seconded by Alderwoman Kuzemchak the Board voted 5-0 to approve the minutes of the July 15, 2021 Regular Public Meeting. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Wilson the Board voted 5-0 to approve the minutes of the July 15, 2021 Closed Session.
- VI. There were no closed meetings to report.
- VII. The Mayor noted the upcoming municipal election on September 14 and announced that ballots have started to arrive in residents' mailboxes. He reviewed the various options to vote in the election, including mail, drop box, and in-person options. The Mayor went on to thank Aldermen Russell, Shackelford, MacShane and Alderwoman Kuzemchak for their attendance to the earlier State of the City address.
- VIII. During Aldermanic business and comments, Alderman Russell and Alderwoman Kuzemchak each wished Alderman Shackelford a happy birthday. In addition Alderwoman Kuzemchak apologized for her absence at a closed session meeting held earlier in the evening.
- IX. Public comments were received.
- X. Consent Agenda

A. Grants

On a motion made by Alderman Wilson and seconded by Alderwoman Kuzemchak the Board approved 5-0 consent agenda items A.1 and A.2:

1. Acceptance of a FY 2022 Maryland Criminal Intelligence Network Grant and approval of Interlocal Agreements with Frederick County, City of Brunswick and Town of Thurmont.

2. Approval of Green Streets, Green Jobs, Green Towns Grant Award Agreement with the Chesapeake Bay Trust in the amount of \$15,000.00.

B. Special Ordinances

On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 consent agenda items B.1 and B.2:

1. Special Ordinance S-21-15 to amend the FY 2022 Budget to include revenue and associated expenditures for a Governor's Office of Crime Prevention, Youth, and Victim Services Maryland Criminal Information Network Grant.
2. Special Ordinance S-21-16 to amend the budget of the City of Frederick for the fiscal year July 1, 2021 to June 30, 2022 to include revenue and expenditures from a Chesapeake Bay Trust Green Streets, Green Towns, Green Jobs Grant.

XI. Public Hearing

1. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 5-0 an Agreement with Lumas Network, Inc. d/b/a Segra for the purchase of five dark fiber runs to upgrade the Parking Department network infrastructure at a cost of \$5,000 a month for ten years. There were no public comments.
2. A motion was made by Alderman Russell and seconded by Alderman Wilson to deny a request from Nicholas Wilson for a variance under the City's noise ordinance, based on a lack of findings that compel an understanding of undue hardship or that there is no reasonably practical alternative. The motion was approved 5-0. There were no public comments.
3. Item XI.3, introduction of a resolution for the annexation of 57.16 acres, more or less, being generally known as the "Christoff Property" located north and south of Opossumtown Pike, Frederick Maryland, was an introduction only. No action was taken. There were no public comments.
4. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Shackelford the Board approved 3-2, with Aldermen Shackelford, MacShane and Alderwoman Kuzemchak in favor and Aldermen Russell and Wilson opposed, Ordinance G-21-15 to amend Sections 301, 404, 801, 802, and 1002 of the Land Management Code as they relate to Accessory Dwelling Units with the following revision: the effective date of the ordinance is revised to October 18, 2021. Public comments were received.
5. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 5-0 Ordinance G-21-16 to amend Section 11-2 of the City Code concerning park facilities development impact fees for accessory dwelling units with the following revision: the effective date of the ordinance is revised to October 18, 2021. There were no public comments.

XII. On a motion made by Alderman Shackelford and seconded by Alderwoman Kuzemchak the Board approved 5-0 the appointment of Stacy Michaels to the Board of Directors for Weinberg Center for the Arts, Inc. for a term of August 20, 2021 to June 30, 2024.

XIII. During Aldermanic comments and new business, Alderwoman Kuzemchak reminded everyone to continue to wear a mask.

Alderman Shackelford thanked everyone for the birthday wishes, stating he is thankful for the opportunity to be present and serve.

Alderman Russell stated the passage of the accessory dwelling unit ordinance is an early birthday present for Alderman Shackelford.

XIV. Mayor O'Connor announced he had recently become aware of the first breakthrough case of COVID in a vaccinated employee. He stated the City of Frederick will continue to err on the side of caution, noting that while he is anxious to have the public present at meetings, the e-comment and phone comments opportunities, while not traditional, are effective. He went on to reflect that while we are all eager to return to life as it was before COVID, when the time comes many will do so without loved ones they have lost to the virus.

XV. There were no committee reports.

XVI. There were no director reports.

XVII. There were no additional public comments.

There being no further official business, the meeting was adjourned at 8:52 p.m.

Respectfully submitted,

Phyllis Hane
Legislative Clerk